

AMENDED

ASSIGNED

NO. 61966

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 20 1996
Returned to applicant for correction APR 05 1996
Corrected application filed APR 24 1996
Map filed MAY 17 1996

The applicant WEBER LIVESTOCK INC., hereby makes application for permission to change the place of use of a portion of water heretofore appropriated under Truckee Carson Irrigation District Serial No. 303-2 & 305-1 United States of America v. Orr Ditch Co. in Equity No.3; United States of America v. Alpine Land and Reservoir Co., No. D-183 BRT; both in the Federal District Court of Nevada.

1. The source of water is Truckee and Carson Rivers
2. The amount of water to be changed 22.05 FT.
3. The water to be used for as decreed
4. The water heretofore permitted for as decreed
5. The water is to be diverted at the following point
Lahontan Dam within SW1/4 SE1/4, Section 33, T.19N., R. 26E., M.D.B. & M.
6. The existing permitted point of diversion is located within no change.
7. Proposed place of use SW 1/4 NW 1/4 (6.30 ac) Sec. 28, T.18N. R.29E. M.D.B. &M.
8. Existing place of use SW 1/4 SW 1/4 (6.30 ac) Sec 26, T. 18N. R. 29E. M.D.B. & M.
9. Use will be from as decreed to of each year.
10. Use was permitted from as decreed to of each year.
11. Description of proposed works dams, canals & ditches
12. Estimated cost of works complete
13. Estimated time required to construct works complete
14. Estimated time required to complete the application of water to beneficial use
3 years
15. Remarks: Water will be delivered to the proposed place of use via the "L" line canal.

By s/Barry A Fitzpatrick
Barry A. Fitzpatrick, S.W.R.S.
137 Keddie Street #817
Fallon, Nevada 89406

Compared lew/gkl cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 22.05 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 12, 1997

Proof of completion of work shall be filed before:

September 12, 1997

Application of water to beneficial use shall be filed on or before:

August 12, 1999

Proof of the application of water to beneficial use shall be filed on or before:

September 12, 1999

Map in support of proof of beneficial use shall be filed on or before:

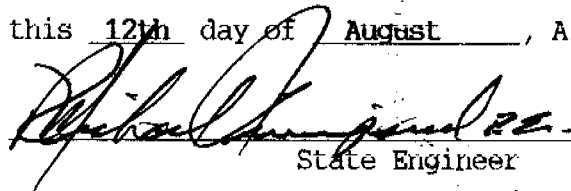
September 12, 1999

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 12th day of August, A.D. 1996


State Engineer

Completion of work filed DEC 27 1996

Proof of beneficial use filed SEP 29 1999

Cultural map filed _____

Certificate No. 15469 Issued JUN 30 2000